

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services-Treasuries & Accounts Department- Sri Ch.Gandhi, Sr. Accountnat - Notional seniority in the category of Sub Treasury Officer - Orders - Issued.

FINANCE (Admn-III) DEPARTMENT

G.O.Rt.No. 3736

Dated: 31-08-2012

Read the following:

- 1.G.O.Rt.No. 3892, Finance (Admn.III) Department dated 26-09-2008
2. Memo No. A4/2453/2004 dated 09-05-2011 of DTA.,A.P., Hyderabad
3. Government Memo No. 12218/100/A2Admn.III/2009 dated 25-10-2011
- 4.Lr.No.A4/2453/2010, dt.02-06-2012 of the DTA, AP, Hyderabad

ORDER:

The Director of Treasuries and Accounts, A.P., Hyderabad has informed that assigned notional seniority to Sri Ch.Gandhi in the category of Senior Accountant on par with his junior Sri B.Narayana Rao w.e.f. 31-05-1984 by placing him below Sri K.V.Manik Rao and above Sri B.Narayana Rao in the combined seniority list Senior Accountants of Zone VI duly relaxing the Rule 33 (a) of APSSS Rules 1996.

2. In the reference 3rd read above, the DTA.,A.P., Hyderabad has informed that the claim of Sri Ch. Gandhi, Sr. Accountant for his promotion to the cadre of Sub Treasury Officer w.e.f. 01-03-2002 could not be considered for the reasons that the individual was subjected to a disciplinary action and its resultant punishment of reversion to a lower post of Junior Accountant for a period of two years with effect on postponing his future increments.
3. The individual filed O.A. No. 1809/2011 seeking orders for his promotion to the cadres of STO/ATO/DTO and higher cadres. The Hon'ble APAT on 01-04-2011 passed the following Interim Relief:

“Pending disposal of the O.A., there shall be a direction to the respondents to consider eligibility of the applicant for promotion to the post of Sub Treasury Officer on par with the promotions granted to the juniors and pass appropriate orders according to the rules.”

4. On the above, the DTA.,A.P., Hyderabad vide reference 2nd read above, issued speaking orders rejecting the claim of individual as the currency of punishment was not over by that time.

5. Pending disposal of the above O.A. No. 1809/2011 the individual has filed another O.A. No. 4885/2011 challenging the above said Memo in the reference 2nd read above seeking directions for his promotion as pleaded in his earlier O.A.

6. On the above, the Hon'ble APAT on 02-7-2011 passed the following Interim Relief:

“Pending disposal of the O.A., there shall be interim suspension of the Memo No. A4/2453/2004 dated 09-05-2011 and there shall be consequential direction to the respondents to review and consider the claim of the applicant for promotion to the post of Sub Treasury Office on par with his junior for granting notional date of promotion.”

7. While action is under process the individual file preferred contempt application in C.A. No. 1351/2011 against non-implementation of the Interim Orders passed in O.A.No. 4885/2011.

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8. In the reference 3rd read above, Government have permitted the DTA.,A.P., Hyderabad to review the panel for 2000-01 for assigning notional seniority to Sri Ch.Gandhi on par with his immediate junior Sri.B.Narayana Rao in the category of S.T.O. w.e.f.01-03-2002 by following the due procedure as per Rule 24 of A.P. State and Subordinate Service Rules, 1996 and then refer the matter to the Government for relaxation of Rule 33(a) of the AP State and Subordinate Service Rules, 1996.

9. The DTA in the reference 4th read above, has stated that, notices have been issued to all the likely affected persons on the proposed notional promotion to Sri Ch.Gandhi on par with his immediate junior Sri B.Narayana Rao, if any within (15) days from the date of the receipt of the Memo and also addressed the Commissioner, Printing, Stationery and Stores Purchase, Hyderabad with a request to publish the notice in the A.P. Gazette. The said notice was published in the A.P. Gazettee No. 4 dt. 26.01.2012. No objections have been received from the affected individuals.

10. The recommendations of DPC have been accepted in the proceedings dated.02-06-2012. The DTA has requested the Government to accord permission for assigning notional seniority to Sri Ch.Gandhi, Sub Treasury Officer, District Treasury, Nalgonda w.e.f. 01-03-2002 in the category of Sub Treasury Officer i.e. the date of regularization of his immediate Junior Sri B.Narayana Rao , duly relaxing Rule 33(a) of the A.P. State and Subordinate Service Rules, 1996. subject to final outcome of the pending Court Cases.

11. Government after careful examination of the matter, hereby order for assigning of notional seniority to Sri Ch.Gandhi, Sub Treasury Officer, District Treasury, Nalgonda w.e.f. 01-03-2002 i.e., the date of regularization of his immediate junior Sri B.Narayana Rao duly relaxing Rule 33(a) of the AP State and Subordinate Service Rules, 1996 subject to final outcome of the pending Court Cases in APAT/A.P. High Court.

12. The Director of Treasuries & Accounts, Hyderabad is requested to take further action in the matter accordingly.

13. The G.O. is available on Internet and can be accessed at the address <http://www.goir.ap.gov.in>

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. D.SAMBASIVA RAO
PRINCIPAL SECRETARY TO GOVERNMENT (FP)

To
The Director of Treasuries and Accounts, A.P., Hyderabad

//FORWARDED::BY ORDER//

SECTION OFFICER